IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 7TH DECEMBER 2007 / 16TH AGRAHAYANA 1929

WP(C).No. 35409 of 2007(M)

ID.9/2005 of INDUSTRIAL TRIBUNAL, PALAKKAD

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PETITIONER:

RAVINDRANATHA MENON,
LAKSHMI NIVAS, ANNAMANDA P.O., THRISSUR DISTRICT
(ERSTWHILE MANAGING DIRECTOR, DEEPTHI DIAMONDS,
KONATHUKUNNU P.O., THRISSUR).

BY ADV. SRI.A.JAYASANKAR
SRI.MANU GOVIND

RESPONDENTS:

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1. **THE INDUSTRIAL TRIBUNAL, PALAKKAD.**

2. **SMT. AMBIKA SUBRAMANIAN,**
   ANAPPARA PARAMBIL VEEDU, KONOTHUKUNNU P.O.

3. **SMT. E.K. JESSY,**
   ERUMAKKATTIL PARAMBIL VEEDU, KONOTHUKUNNU P.O.

4. **SMT. T. LALITHA, W/O. NARAYANAN,**
   CHEMPOTHU VEEDU, KONOTHUKUNNU P.O.

BY GOVERNMENT PLEADER SRI. A. J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)No.35409 OF 2007

Dated this the 7th day of December, 2007

JUDGMENT

The petitioner is the erstwhile Managing Director of the management in I.D. No.9/2005 before the Industrial Tribunal, Palakkad. He is challenging Ext.P3 award in that industrial dispute. After finding unjustified denial of employment of some of the workmen, instead of directing reinstatement, the Tribunal computed compensation payable to two of the workers and directed payment of the compensation to them. The only apprehension raised by the petitioner in this writ petition is that in execution of the award, the petitioner who was only the former Managing Director of the Company, which is a Company registered under the Companies Act, may be held liable because the management is shown as the Managing Director of the Company. There is no basis for that apprehension since it is settled law that in respect of a Company, the Managing Director

would not have any personal liability even in the matter of satisfying directions in an award in an industrial dispute. With such observation, this writ petition is closed.

S. SIRI JAGAN, JUDGE

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